\$DAC#1

P E DOCKET NO.: MSFT-0314/164088.1

**PATENT** 

### Re Application of:

AUG 1 5 2001

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Yoram Yaacovi

AUG 1 6 2001

Serial No.: 09/909,673

Group Art Unit: not assigned

OFFICE OF PETITIONS

Filing Date: July 20, 2001

Examiner: not assigned

OF FIGE OF FEITIO

For: REDISTRIBUTION OF RIGHTS-MANAGED CONTENT

DATE OF DEPOSIT: 8-13-0/ I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED

WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

Peter M. Ullman Registration No. 43,963

#### **BOX DAC**

Assistant Commissioner for Patents Washington DC 20231

## PETITION TO ACCORD CORRESPONDENCE FILING DATE SHOWN ON EXPRESS MAIL LABEL "DATE-IN" (37 C.F.R. § 1.10 (c))

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1.	11115 1	s a pention to accord the correspondence in the above-identified
	$\boxtimes$	application
		patent

the "date-in" of July 20, 2001 shown on the Express Mail label No. EL650276013US.

It is respectfully contended that the date of <u>July 19, 2001</u> accorded this correspondence by the PTO is incorrect.

2. Submitted herewith is the statement of <u>Peter M. Ullman, Esquire</u> as to when the discrepancy was discovered and establishing that this petition is being filed promptly thereafter. [37 C.F.R. 1.10(c)(1)].

Cdjustwent date: 08/29/2001 AKELLEY 08/16/2001 GTEFFERA 0000004 09909673 01 FG:122 -130.00 GP

08/16/2001 GTEFFERA 00000004 09909673

01 FC:122

130.00 BP

3. Attached is a true copy of the Patent Application Transmittal Letter that was mailed as Express Mail Label No. EL650276013US on July 20, 2001 and that the number of the Express Mail was placed thereon prior to mailing. [37 C.F.R. 1.10(c)(2)].

- 2 -

- 4. Attached is a true copy of the "Express Mail" mailing label showing the "date-in" of **July 20, 2001** 37 C.F. R. §1.10 (c) (3).
- Other: Post card stamped by the U.S. Patent and Trademark Office and copy of Shipment History from U.S. Postal Service Website.
- 6. The petition fee (37 C.F.R. 1.17(h)) is paid as follows:
  - Enclosed please find a check in the amount of **\$130.00**.
  - Please charge Deposit Account No. 23-3050 in the amount of **\$130.00**.
  - Please charge Deposit Account No. 23-3050 for any fee deficiency, or credit this account for any overpayment for this petition.

### REQUEST FOR REFUND OF PETITION FEE

As no defect exists in applicant's previous submission, a refund of the petition fee submitted herewith is respectfully requested. Please make refund by crediting Deposit Acount No. 23-3050

Date: 8-13-01

Peter M. Ullman

Registration No. 43,963

Woodcock Washburn Kurtz Mackiewicz & Norris LLP One Liberty Place - 46th Floor Philadelphia PA 19103 DOCKET NO.: MSFT-0314/164088.1 - 3 - PATENT

**DOCKET NO.: MSFT-0314/164088.1**Telephone: (215) 568-3100

Facsimile: (215) 568-3439

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AUG 1 5 20	on 🕱	IN THE UNITED ST	ATES PATENT AND TRADEMARK O	FFICE
FIRM & TRADE	n Re	Application of:		
	Yora	m Yaacovi		
	Seria	l No.: Not yet assigned	Group Art Unit: Not yet ass	signed
	Filing	g Date: Herewith	Examiner: Not yet assigned	
	For:	REDISTRIBUTION OF	RIGHTS-MANAGED CONTENT	
			EXPRESS MAIL LABEL NO: EL65 DATE OF DEPOSIT: July 20, 2001	0276013US
	Box	□ Patent Application		RECEIVED
	•	☐ Provisional ☐ Design	1	
				AUG 1 6 2001
		ant Commissioner for Patents ngton DC 20231	S	OFFICE OF PETITIONS
	Sir:			
		PATENT APP	LICATION TRANSMITTAL LETTER	
		Transmitted herewith for fil	ling, please find	
·		A Utility Patent Application	n under 37 C.F.R. 1.53(b).	
		It is a continuing application	n, as follows:	
		□ continuation □ divisi	ional	ication number
		A Provisional Patent Applie	cation under 37 C.F.R. 1.53(c).	
		A Design Patent Application	on (submitted in duplicate).	
			on. The invention(s) disclosed in the present will not be the subject of an application filed	

country, or under a multilateral international agreement, that requires publication of applications 18 months after filing. Thus, pursuant to 35 U.S.C. §122(b)(2)(B)(i), Applicant(s) request that the above-identified patent application not be published.

Includ	ing the	followin	g:
	Provis	ional Ap	oplication Cover Sheet.
$\boxtimes$	New o	or Revise	ed Specification, including pages 1 to 33 containing:
	$\boxtimes$	Specifi	cation
		Claims	
	$\boxtimes$	Abstra	ct
		Substit	tute Specification, including Claims and Abstract.
			The present application is a continuation application of Application No filed The present application includes the Specification of the parent application which has been revised in accordance with the amendments filed in the parent application. Since none of those amendments incorporate new matter into the parent application, the present revised Specification also does not include new matter.
			The present application is a continuation application of Application No filed, which in turn is a continuation-in-part of Application No filed The present application includes the Specification of the parent application which has been revised in accordance with the amendments filed in the parent application. Although the amendments in the parent C-I-P application may have incorporated new matter, since those are the only revisions included in the present application, the present application includes no new matter in relation to the parent application.
	inclu	ding Spe	rlier application Serial No Filed, ecification, Claims and Abstract (pages 1 - @@), to which no new matter ed TOGETHER WITH a copy of the executed oath or declaration for such

	earlier application and all drawings and appendices. Such earlier application is hereby incorporated into the present application by reference.
	Please enter the following amendment to the Specification under the Cross-Reference to Related Applications section (or create such a section): "This Application:  \[ \subseteq \text{ is a continuation of } \subseteq \text{ is a divisional of } \subseteq  claims benefit of U.S. provisional Application Serial Nofiled
	Signed Statement attached deleting inventor(s) named in the prior application.
	A Preliminary Amendment.
$\boxtimes$	5 Sheets of Formal Drawings.
	Drawing view to publish: Figure4
	Petition to Accept Photographic Drawings.
	☐ Petition Fee
$\boxtimes$	An Executed Unexecuted Declaration or Oath and Power of Attorney.
×	An Associate Power of Attorney.
×	An Executed Copy of Executed Assignment of the Invention to Microsoft  Corporation
	A Recordation Form Cover Sheet.
	Recordation Fee - \$40.00.
	The prior application is assigned of record to
	Priority is claimed under 35 U.S.C. § 119 of Patent Application No.

preliminary amendment for incorporation into the specification.

DOC	KET NO.: MSFT-0314/164088.1 - 5 -	PATEN
	Information Disclosure Statement.	
	Attached Form 1449.	
	Copies of each of the references listed on the attached Form PTO-1449 enclosed herewith.	are
	A copy of Petition for Extension of Time as filed in the prior case.	
	Appended Material as follows:	·.
$\boxtimes$	Return Receipt Postcard (should be specifically itemized).	

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### **DOCKET NO.: MSFT-0314/164088.1**

- 6 -

### FEE CALCULATION:

Cancel in this application original	nal claims	of the prior application before
calculating the filing fee. (At l	east one original indepe	endent claim must be retained for
filing purposes.)		

			SMALL	ENTITY	NOT SMA	ALL ENTITY
			RATE	FEE	RATE	FEE
PROVISIONAL APPLICATION			\$75.00	\$	\$150.00	\$
DESIGN APPLICA	TION		\$160.00	\$	\$320.00	S
UTILITY APPLICA	TIONS BASE FE	E	\$355.00	\$	\$710.00	\$710.00
UTILITY APPLICA CALCULATED AF AMENDMENTS						
	No. Filed	No. Extra	<b>*************************************</b>			
TOTAL	46 - 20 =	26	\$9 each	S	\$18 each	\$468.00
CLAIMS INDEP. CLAIMS FIRST PRESE	6 - 3 =	3	\$40 each	\$	\$80 each	\$240.00
FIRST PRESE DEPENDENT	NTATION OF M	ULTIPLE	\$135	\$	\$270	\$
ADDITIONAL FIL	ING FEE		<b>*******</b>	s	<b>*************************************</b>	s
TOTAL FILING FE	EE DUE			s	<b>*************************************</b>	\$1,418.00

A Check is enclosed in the amount of  $\frac{1,418.00}{}$ .

The Commissioner is authorized to charge payment of the following fees and to refund any overpayment associated with this communication or during the pendency of this application to deposit account 23-3050. This sheet is provided in duplicate.

The foregoing amount due.

Any additional filing fees required, including fees for the presentation of extra claims under 37 C.F.R. 1.16.

Any additional patent application processing fees under 37 C.F.R. 1.17 or 1.20(d).

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AUG 1 6 2001

The Commissioner is hereby requested to grant an extension of time for the appropriate length of time, should one be necessary, in connection with this filing or any future filing submitted to the U.S. Patent and Trademark Office in the above-identified application during the pendency of this application. The Commissioner is further authorized to charge any fees related to any such extension of time to deposit account 23-3050. This sheet is provided in duplicate.

SHOULD ANY DEFICIENCIES APPEAR with respect to this application, including deficiencies in payment of fees, missing parts of the application or otherwise, the United States Patent and Trademark Office is respectfully requested to promptly notify the undersigned.

Date: July 20, 2001

Peter M. Ullman

Registration No. 43,963

Woodcock Washburn Kurtz Mackiewicz & Norris LLP One Liberty Place - 46th Floor Philadelphia PA 19103

Telephone: (215) 568-3100 Facsimile: (215) 568-3439

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### RECEIVED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE

Paper: Patent Application Transmittal Letter (in dup. with express mail label no. EL650276013US); patent application (pp. 1-33 including specification, claims and abstract); 5 sheets of formal drawings (Figs. 1, 2, 3, 4, 5); executed Declaration and Power of Attorney; executed Assignment with Recordation Form Cover Sheet and check in the amount of \$40.00; executed Associate Power and check in the amount of

Applicant(s): Yoram Yaacovi

Title: Redistribution of Rights-Managed Content

Serial No.: Not yet assigned

Filed: Herewith

Docket No.: MSFT-0314/164088.1

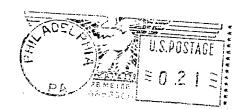
Date Sent: July 20, 2001

SIR/PMU/SHM PMU:jgallagher

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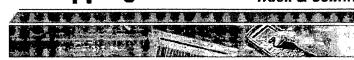
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### **Shipment History**

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Keyword/Search

keyword search

- NOTICE LEFT, July 21, 7:16 am, WASHINGTON DC 20231
- ARRIVAL AT UNIT, July 21, 2:06 am, 20096
- ACCEPTANCE, July 20, 5:21 pm, PHILADELPHIA PA 19102

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AUG 1 6 2001

**DOCKET NO.: MSFT-0314/164088.1** 

**PATENT** 



Re Application of:

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AUG 1 6 2001

Yoram Yaacovi

Group Art Unit: not assigned

OFFICE OF PETITIONS

Serial No.: 09/909,673

Filing Date: July 20, 2001

Examiner: not assigned

For: REDISTRIBUTION OF RIGHTS-MANAGED CONTENT

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Peter M. Ullman Registration No. 43,963

#### **BOX DAC**

Assistant Commissioner for Patents Washington DC 20231

# STATEMENT ATTESTING TO FACTS AS TO WHEN DISCREPANCY BETWEEN FILING DATE ACCORDED BY PATENT OFFICE AND DATE-IN ON EXPRESS MAIL LABEL WAS DISCOVERED

On July 20, 2001, the above-identified patent application was filed with the United States Patent Office in accordance with the "Filing of Correspondence Procedure by Express Mail" set forth in 37 C.F.R. §1.10 and as evidenced by the enclosed Express Mail Label No. **EL650276013US.** Applicant's undersigned attorney received the returned postcard enclosed with this application on July 31, 2001 bearing the Patent Office's mail room stamp, the accorded filing date and serial number of the above-identified application. Upon receipt thereof, Applicant's attorney noticed that there was a discrepancy between the Express Mail Label date-in of July 20, 2001 and the Patent Office's mail room stamp according this application a filing date of July 19, 2001.

In light of the foregoing and the evidentiary documentation attached herewith, Applicant respectfully requests that the Patent Office accord this application the correct filing date of **July 20**, 2001.

Date: 8-13-01

Peter M. Ullman

Registration No. 43,963

Woodcock Washburn Kurtz Mackiewicz & Norris LLP One Liberty Place - 46th Floor Philadelphia PA 19103 Telephone: (215) 568-3100

Telephone: (215) 568-3100 Facsimile: (215) 568-3439

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### UNITED STATES PATENT & TRADEMARK OFFICE Washington, D.C. 20231

1 Date of Request: 8/23/01 2 Ser  3 Please refund the following fee(s):  Filing  Amendment  Extension of Time  Notice of Appeal/Appeal  Petition  Issue  Cert of Correction/Terminal Disc.	4 PAPER NUMBER	# <u>OQ/Q(</u> 5 DATE FILED  8/15/01	6 AMOUNT \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$ \$	
Filing  Amendment  Extension of Time  Notice of Appeal/Appeal  Petition  Issue	NUMBER  2	FILED	\$ \$ \$ \$ \$ 130.00 \$	
Amendment  Extension of Time  Notice of Appeal/Appeal  Petition  Issue		8/15/01	\$ \$ \$ \$ 130.00 \$	
Extension of Time  Notice of Appeal/Appeal  Petition  Issue		8/15/01	\$ \$ \$ 130.00 \$	
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X Petition Issue		8/15/01	\$ 130.00 \$	
Issue		8/15/01	\$	
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Cert of Correction/Terminal Disc.				
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Assignment	· II		\$	
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	7 TOTAL AMOUNT OF REFUND \$130.00		\$130.00	
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